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25 on behalf of Ramon Montilla Paterno and
26 Georgia Lee Kennedy

27 UNITED STATES DISTRICT COURT
28 FOR THE SOUTHERN DISTRICT OF CALIFORNIA

29 PAUL T. GEFREH, trustee, on behalf of
30 Ramon Montilla Paterno and Georgia Lee
31 Kennedy,

32 Plaintiff,

33 v.

34 KAY BAIN WEINER, an
35 individual,

36 Defendant.

CASE NO.: 08 CV 0881 LAB (JMA)

STIPULATION FOR ENLARGEMENT OF
TIME TO RESPOND TO COMPLAINT

Judge: Hon. Larry A. Burns

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3 IT IS HEREBY STIPULATED by and between Plaintiff, PAUL T. GEFREH, trustee on
4 behalf of Ramon Montilla Paterno and Georgia Lee Kennedy ("GEFREH"), and Defendant KAY
5 BAIN WEINER ("WEINER"), that pursuant to Local Rule 12.1, WEINER's time to file any and
6 all pleadings responsive to the Complaint in the above-captioned matter, shall be enlarged to
7 October 3, 2008. This enlargement is requested based on the fact that WEINER first contacted the
8 undersigned counsel on August 26, 2008, only five days before the answer was initially due and
9 that, per agreement between counsel on August 27, 2008, the parties wished to review the
10 potential damages arising from the alleged infringement to determine whether it is economically
11 reasonable to proceed with the litigation. The additional time is required to search for and review
12 WEINER's records that are in a number of different locations around the country. Based on
13 preliminary information that has already been provided to GEFREH's counsel, it is believed that
14 once the records are made available to GEFREH, the parties will be able to quickly settle the
15 litigation without taking the Court's time.

16 There have been no previous requests made to, or granted by, this Court for enlargement of
17 time in this matter, and no party would be prejudiced by this brief delay.

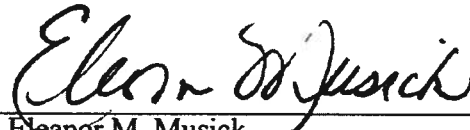
18 THIS STIPULATION MAY BE EXECUTED IN COUNTERPARTS
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21 **IT IS SO STIPULATED AND AGREED.**

22 DATED: September 3, 2008
23

PROCOPIO, CORY, HARGREAVES &
SAVITCH LLP

24
25 By:



26 Eleanor M. Musick

27 Attorneys for Defendant KAY BAIN
28 WEINER

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3 DATED: September 8, 2008

SHAUB & WILLIAMS LLP

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5 By:

6 
Lisbeth Bosshart

7 Attorneys for Plaintiff PAUL T. GEFREH,
8 trustee on behalf of Ramon Montilla Paterno
9 and Georgia Lee Kennedy
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